

MONDAY, MARCH 27, 2023

EIGHTEENTH LEGISLATIVE DAY

EIGHTY-SIXTH REPRESENTATIVE DISTRICT

A vacancy was created in the Eighty-Sixth Representative District on October 25, 2022 with the death of Representative Barbara Cooper.

COMMUNICATION

March 21, 2023

**CERTIFICATION OF ELECTION RESULTS
FOR THE SPECIAL GENERAL ELECTION
FOR THE EIGHTY-SIXTH DISTRICT
OF THE HOUSE OF REPRESENTATIVES
HELD MARCH 14, 2023**

We the undersigned, Bill Lee, Governor of the State of Tennessee, Jonathan Skrmetti, Attorney General and Reporter of the State of Tennessee, and Tre Hargett, Secretary of State of the State of Tennessee, having received and compared the returns of the special general election held on Tuesday, March 14, 2023, for the Eighty-Sixth House District of the State of Tennessee, and having ascertained the person receiving the highest number of votes in this election, do hereby certify that the attached compilation is a true and correct copy of the results of that election.

Witness our hands and the Great Seal of the State of Tennessee, which is directed by the Governor to be affixed hereto by the Secretary of State, this 21st day of March in the year of our Lord, Two Thousand Twenty-Three.

/s/ Bill Lee
GOVERNOR

/s/ Jonathan Skrmetti
ATTORNEY GENERAL AND REPORTER

/s/ Tre Hargett
SECRETARY OF STATE

State of Tennessee – Shelby County
March 14, 2023
State General

Tennessee House of Representatives District 86

1. Justin J. Pearson – Democratic	443
Total Votes	443

State of Tennessee – Shelby County
March 14, 2023
State General

Tennessee House of Representatives District 86

1. Justin J. Pearson – Democratic

Precincts:	1
01-01	29
01-02	8
01-03	0
01-04	11
01-05	25
01-06	0
01-07	6
01-08	1
01-09	4
01-10	32
01-11	20
02-01	14
02-02	4
02-03	8
02-04	7
02-05	32
02-06	106
02-07	74
02-08	62
Totals:	443

OATH OF OFFICE
March 27, 2023

Representative-elect Justin Pearson was administered the oath of office by the Honorable Justice William Neal McBrayer as prescribed by the State Constitution and Statutes of Tennessee.

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The House met at 5:00 p.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Pastor Brad Hall, President of the Christian Motorcycle Association.

Representative Faison led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were Alexander, Barrett, Baum, Beck, Boyd, Bricken, Bulso, Burkhart, Butler, Campbell S, Camper, Capley, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Crawford, Darby, Davis, Dixie, Doggett, Eldridge, Faison, Farmer, Fritts, Garrett, Gillespie, Glynn, Grills, Hakeem, Hale, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton-Haynes, Hemmer, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Jones, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Martin B, Martin G, McCalmon, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Pearson, Powell, Powers, Ragan, Raper, Reedy, Richey, Rudd, Rudder, Russell, Shaw, Sherrell, Slater, Sparks, Stevens, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton -- 97

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Gant; personal

Representative Freeman; personal

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 559 Reps. Slater as prime sponsors.

ENROLLED BILLS

March 24, 2023

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 330, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423 and 424; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

March 24, 2023

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 330, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423 and 424.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 24, 2023

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 132, 159, 213, 321 and 322; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 24, 2023

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 132, 159, 213, 321 and 322.

TAMMY LETZLER, Chief Clerk

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Cepicky, joined by Rep. Capley and Sen. Hensley, was recognized in the Well to honor Addyson Codling, 2023 Mule Day Queen.

RESOLUTION READ

The Clerk read House Joint Resolution No. 358, adopted March 6, 2023.

***House Joint Resolution No. 358** -- Memorials, Recognition - Addyson Codling, 2023 Mule Day Queen. by *Cepicky, *Capley. (*Hensley)

RECOGNITION IN THE WELL

Representative Fritts, joined by Sen. Yager, was recognized in the Well to honor Roane County-Kingston High School boys' golf team, 2022 TSSAA Division I, Class A state champions.

RESOLUTION READ

The Clerk read House Joint Resolution No. 370, adopted March 9, 2023.

***House Joint Resolution No. 370** -- Memorials, Sports - Roane County-Kingston High School boys' golf team, 2022 TSSAA Division I, Class A state champions. by *Fritts. (*Yager)

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 30, 2023:

House Resolution No. 45 -- Memorials, Recognition - Natchez Trace Bridge Barrier Coalition. by *Bulso.

House Resolution No. 46 -- Memorials, Academic Achievement - Brentwood, Centennial, and Franklin high schools' National Merit Finalists. by *Bulso.

House Resolution No. 47 -- Memorials, Recognition - Michael "Moose" Moore and The Vigilance Group. by *Bulso.

House Resolution No. 48 -- Memorials, Recognition - Williamson County students, Middle Tennessee Scholastic Art and Writing Competition Awards. by *Bulso.

House Resolution No. 49 -- Memorials, Sports - Grassland Middle School boys' and girls' soccer teams. by *Bulso.

House Resolution No. 50 -- Memorials, Academic Achievement - Jack Parker and Joshua Murray, perfect ACT scores. by *Bulso.

House Resolution No. 51 -- Memorials, Professional Achievement - Dr. Kate Donnelly, Williamson County Schools Principal of the Year. by *Bulso.

House Resolution No. 52 -- Memorials, Professional Achievement - Dina Tate, Williamson County Schools High School Teacher of the Year. by *Bulso.

House Resolution No. 53 -- Memorials, Sports - Brentwood Academy boys' basketball team, TSSAA Division II, Class AA State championship. by *Bulso.

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House Resolution No. 54 -- Memorials, Personal Occasion - Warren Newman Hurst, 80th birthday. by *Farmer.

***House Joint Resolution No. 481** -- Memorials, Recognition - River City Chapter of the Links, Incorporated, 30th anniversary. by *Camper.

***House Joint Resolution No. 482** -- Memorials, Academic Achievement - Ashton Rose Ramirez, Valedictorian, Cordova High School. by *Thompson.

***House Joint Resolution No. 483** -- Memorials, Academic Achievement - Zoey Zakyia Carruth, Salutatorian, Cordova High School. by *Thompson.

***House Joint Resolution No. 484** -- Memorials, Professional Achievement - Ryan Browning, Blanche School Teacher of the Year. by *Marsh.

***House Joint Resolution No. 485** -- Memorials, Professional Achievement - Sarah Grace Byrd, Lincoln County High School Teacher of the Year. by *Marsh.

***House Joint Resolution No. 486** -- Memorials, Professional Achievement - Stephanie Sullivan, Ralph Askins School Teacher of the Year. by *Marsh.

INTRODUCTION OF BILLS

On motion, the following bill was introduced and passed first consideration:

***House Bill No. 1569** -- Obion County - Subject to local approval, repeals the Obion County Highway Commission in 2026. - Amends Chapter 202 of the Private Acts of 1984; as amended. by *Grills.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 144 -- Highways, Roads and Bridges - As introduced, redesignates the SGT Michael P. Oliver Memorial Bridge to span Doe River in Carter County instead of a location in Franklin County; redesignates the PFC Forrest Wells Memorial Bridge to span Hurricane Creek in Bedford County instead of Little Hurricane Creek. - Amends TCA Title 54. by *Massey. (*HB138 by *Howell)

***Senate Bill No. 154** -- Food and Food Products - As introduced, extends from 10 days to 14 days the minimum time period that a person may be enjoined from activity done in conjunction with meat or poultry based on a violation of the Tennessee Meat and Poultry Inspection Act. - Amends TCA Title 43; Title 44; Title 49; Title 53, Chapter 7 and Title 62. by *Niceley. (HB393 by *Reedy)

Senate Bill No. 219 -- Health Care - As introduced, removes a code provision that created a taskforce to study methods on how best to prevent cardiovascular disease, hypertension, and

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diabetes in this state, which ceased to exist on December 15, 2020. - Amends TCA Title 4; Title 33; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Jackson. (*HB271 by *Hicks T)

***Senate Bill No. 264** -- Adoption - As introduced, makes various changes in regard to maintaining and securing documents in certain parental rights proceedings and the grounds for termination of parental rights. - Amends TCA Title 36, Chapter 1, Part 1. by *Johnson, *Haile. (HB312 by *Lamberth, *Cochran, *Littleton)

***Senate Bill No. 269** -- Holidays and Days of Special Observance - As introduced, changes the designation of June 19, known as "Juneteenth," from a day of special observance to a legal holiday. - Amends TCA Title 15. by *Johnson, *Akbari, *Kyle, *Yarbro, *Lamar, *Campbell, *Oliver. (HB317 by *Lamberth, *Cochran, *Camper, *Jernigan)

***Senate Bill No. 276** -- Public Employees - As introduced, authorizes the local government insurance committee to establish voluntary benefits, in addition to health plan benefits, for retired local government employees; requires retired local government employees to be drawing retirement benefits through TCRS in order to participate in the health benefits. - Amends TCA Title 8, Chapter 27 and Title 8, Chapter 50, Part 8. by *Johnson, *Yager, *Yarbro, *Akbari, *Campbell, *Crowe, *Jackson, *Lamar, *Massey, *Niceley, *Reeves. (HB324 by *Lamberth, *Cochran, *Marsh)

***Senate Bill No. 279** -- Governor - As introduced, removes the requirement that the nonprofit partner of the governor's office of faith-based and community initiatives use its own revenues to cover the cost of the nonprofit partner's activities; removes the prohibition on a state employee benefitting from the nonprofit partner's activities; removes the statement of the general assembly's intent that the state not realize any increased cost as a result of the governor's office of faith-based and community initiatives. - Amends TCA Title 4, Chapter 32. by *Johnson, *Stevens, *Crowe. (HB327 by *Lamberth, *Cochran, *Zachary, *Leatherwood)

Senate Bill No. 292 -- Public Health - As introduced, applies on a statewide basis, rather than only in Nashville, Chattanooga, Knoxville, and Memphis, the distance parameter for the prohibition on needle and hypodermic syringe exchange programs being operated within 1,000 feet of a school or public park; removes the distance parameter of 2,000 feet that presently applies on a statewide basis outside those four cities. - Amends TCA Title 68. by *Briggs, *Haile, *Yarbro. (*HB275 by *Hazlewood, *Williams)

***Senate Bill No. 434** -- Motor Vehicles - As introduced, clarifies that excessive or unusual noise or annoying smoke can be used to determine whether a muffler is in good working order and in constant operation as required by law. - Amends TCA Section 55-9-202. by *Crowe. (HB769 by *Holsclaw)

Senate Bill No. 439 -- Highways, Roads and Bridges - As introduced, removes the condition that the department of transportation first authorize the installation of surveillance cameras on interstates and state highways before such cameras may be operated by law enforcement agencies; authorizes the operation of surveillance cameras by law enforcement agencies on such highways under certain circumstances. - Amends TCA Title 10, Chapter 7, Part 5; Title 38 and Title 55. by *Jackson, *Massey, *Walley. (*HB445 by *Whitson, *Carr, *Davis, *Howell, *Marsh, *Russell, *Vaughan, *White, *Hazlewood)

***Senate Bill No. 458** -- Health, Dept. of - As introduced, directs health related boards to promulgate rules that expedite the application process for occupational licenses by requiring the

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boards to make a determination on applications within 60 days of the date they are submitted; authorizes health related boards to request the department to replace or transfer administrative staff or the attorney assigned to the board by the division of health related boards. - Amends TCA Title 4; Title 63; Title 68, Chapter 1, Part 1 and Title 68, Chapter 140. by *Watson. (HB496 by *Martin B)

Senate Bill No. 494 -- Firearms and Ammunition - As introduced, allows persons who are not otherwise prohibited by law from possessing a handgun to carry a handgun while hunting under certain circumstances, rather than only persons with a handgun carry permit. - Amends TCA Title 44, Chapter 17 and Title 70, Chapter 4, Part 1. by *Stevens, *Lowe. (*HB395 by *Capley, *Todd)

***Senate Bill No. 669** -- Public Health - As introduced, vacates and reconstitutes the Tennessee emergency medical services board, as of July 1, 2023. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3. by *Reeves, *Jackson. (HB981 by *Faison)

***Senate Bill No. 678** -- Senior Citizens - As introduced, changes from January 15 to February 15, the date by which each area agency on aging must submit a report to the general assembly regarding the status of the Alzheimer's and dementia respite care pilot program in each year of the pilot program; adds the legislative librarian to the list of persons at the general assembly who must receive a copy of the report. - Amends TCA Title 4 and Title 71. by *Reeves, *Crowe. (HB1194 by *Williams)

Senate Bill No. 799 -- Health, Dept. of - As introduced, requires the commissioner, in collaboration with the commissioner of mental health and substance abuse services, to conduct a study of presently available, real-time overdose information databases and mapping tools in use in other jurisdictions to determine whether the statewide use of such system in this state is likely to decrease the occurrence of overdose-related deaths, identify obstacles and challenges to implementing such system statewide, and estimate the costs of and a timeline for implementation, and to deliver a report of findings and recommendations to the general assembly by December 31, 2023. - Amends TCA Title 4; Title 33 and Title 68. by *Yarbro, *Campbell. (*HB859 by *Jernigan)

Senate Bill No. 1006 -- Traffic Safety - As introduced, requires the department of safety, in consultation with the department of transportation, to prepare a report for the chairs of the transportation committees of the general assembly that details which counties have authorized the use of off-highway vehicles on county roads, the names and lengths of those segments of county roads, and the lengths of state highways and county roads authorized by statute for off-highway vehicle use; requires the report to be delivered by January 15, 2024. - Amends TCA Title 55, Chapter 8. by *Yager. (*HB765 by *Keisling)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1564** -- Burns -- House Local Government Committee

House Bill No. 1565 -- Smithville -- House Local Government Committee

***House Bill No. 1566** -- Oakland -- House Local Government Committee

***House Bill No. 1567** -- Overton County -- House Local Government Committee

***House Bill No. 1568** -- Murfreesboro -- House Local Government Committee

**CAPTION BILLS REFERRED
March 27, 2023**

Pursuant to **Rule No. 47**, the following Caption Bill 328 held on the Clerk's desk were referred to the following Committees:

House Bill No. 328 -- Public Funds and Financing -- House State Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 27, 2023**, reported the following:

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bills Nos. 322, 447, 1388 and 1376. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 947, also House Bills Nos. 521 and 1103 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

RULES SUSPENDED

Rep. Lamberth moved that **Rule No. 49**, the 25-bill limit for calendars, be suspended for March 30, 2023 and April 3, 2023, which motion prevailed.

MOTION TO RESET CALENDAR

Rep. Lamberth moved that today's Consent Calendar be rolled to the Consent Calendar for March 30, 2023, which motion prevailed.

MOTION TO RESET CALENDAR

Rep. Lamberth moved that today's Regular Calendar be rolled to the Regular Calendar for March 30, 2023, which motion prevailed.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 328** and **Senate Joint Resolution No. 4** to be heard in the Public Service Subcommittee this week, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 472 Rep. Reedy as prime sponsor.

House Joint Resolution No. 474 Rep. Boyd as prime sponsor.

House Joint Resolution No. 475 Reps. Reedy and Boyd as prime sponsors.

House Joint Resolution No. 477 Rep. Reedy as prime sponsor.

House Joint Resolution No. 478 Rep. Reedy as prime sponsor.

House Joint Resolution No. 480 Rep. Richey as prime sponsor.

House Bill No. 322 Rep. Bulso as prime sponsor.

House Bill No. 430 Rep. Hardaway as prime sponsor.

House Bill No. 435 Reps. Raper and Hale as prime sponsors.

House Bill No. 445 Reps. Davis, Howell, Marsh, Russell, Vaughan, White and Hazlewood as prime sponsors.

House Bill No. 447 Rep. Bulso as prime sponsor.

House Bill No. 622 Rep. Davis as prime sponsor.

House Bill No. 712 Rep. Jernigan as prime sponsor.

House Bill No. 734 Rep. Davis as prime sponsor.

House Bill No. 774 Reps. Barrett, Leatherwood, Wright, Todd, Marsh, Burkhart, C. Johnson, Powers, Hawk, Carr, Raper, Garrett and Terry as prime sponsors.

House Bill No. 801 Rep. Davis as prime sponsor.

House Bill No. 940 Rep. Russell as prime sponsor.

House Bill No. 1056 Rep. Reedy as prime sponsor.

House Bill No. 1057 Rep. Reedy as prime sponsor.

House Bill No. 1077 Rep. Jernigan as prime sponsor.

House Bill No. 1095 Rep. Baum as prime sponsor.

House Bill No. 1182 Rep. Bulso as prime sponsor.

House Bill No. 1202 Rep. Capley as prime sponsor.

House Bill No. 1256 Rep. Camper as First prime sponsor.

House Bill No. 1256 Rep. G. Johnson as prime sponsor.

House Bill No. 1511 Reps. Jernigan as prime sponsors.

SPONSORS WITHDRAWN

On Motion, Rep. G. Martin withdrew as sponsor of **House Bill No. 689**.

MESSAGE FROM THE SENATE March 27, 2023

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 330, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423 and 424; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK March 27, 2023

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 38, 174, 221, 412, 522, 557, 1080, 1531, 1532, 1541, 1547 and 1548; House Joint Resolutions Nos. 330, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423 and 424; for his action.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 97

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Representatives present were Alexander, Barrett, Baum, Beck, Boyd, Bricken, Bulso, Burkhart, Butler, Campbell S, Camper, Capley, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Crawford, Darby, Davis, Dixie, Doggett, Eldridge, Faison, Farmer, Fritts, Garrett, Gillespie, Glynn, Grills, Hakeem, Hale, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton-Haynes, Hemmer, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Jones, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Martin B, Martin G, McCalmon, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Pearson, Powell, Powers, Ragan, Raper, Reedy, Richey, Rudd, Rudder, Russell, Shaw, Sherrell, Slater, Sparks, Stevens, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton -- 97

RECESS

On motion of Rep. Cochran, the House stood in recess until 9:00 a.m., Thursday, March 30, 2023.